



Ernie Fletcher
Governor

LaJuana S. Wilcher, Secretary
Environmental and Public
Protection Cabinet

Christopher L. Lilly
Commissioner
Department of Public Protection

Fawad Ali
Cellco Partnership dba Verizon Wireless
180 Washington Valley Road
Bedminster, NJ 07921

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

Mark David Goss
Chairman

Teresa J. Hill
Vice Chairman

August 4, 2006

RE: Case No. 2004-00508

We enclose one attested copy of the Commission's Order in the above case.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell
Executive Director

BOD/jc
Enclosure

Fawad Ali
Celco Partnership
dba Verizon Wireless
180 Washington Valley Road
Bedminster, NJ 07921

Honorable W. Brent Rice
Attorney At Law
McBrayer, McGinnis, Leslie and
Kirkland, PLLC
201 East Main Street
Suite 1000
Lexington, KY 40507

Rachael A. Rowe
Attorney at Law
Keating, Muething & Klekamp
1400 Provident TowerOne East Fourth
Cincinnati, OH 45202

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|---------------------------------------|---|------------|
| APPLICATION OF CELLCO PARTNERSHIP |) | |
| D/B/A VERIZON WIRELESS FOR ISSUANCE |) | CASE NO. |
| OF A CERTIFICATE OF PUBLIC |) | 2004-00508 |
| CONVENIENCE AND NECESSITY TO |) | |
| CONSTRUCT AN ADDITIONAL CELL FACILITY |) | |
| OFF BURDETTE ROAD, RENFRO VALLEY, |) | |
| ROCKCASTLE COUNTY, KENTUCKY |) | |
| (RENFRO II CELL FACILITY) |) | |

O R D E R

This matter is before the Commission on the Applicant's motion in limine, requesting that we "preclude Intervenor's from introducing any evidence during a hearing on this Application regarding any proposed alternative location or site to collocate or construct the Cell Facility." The motion is in response to the Commission's July 11, 2006 Order requiring the Intervenor's to request a hearing within 10 days of the date of the Order and setting forth certain parameters for the evidence which would be allowed at any hearing. Following the filing of the instant motion by the Applicant, the deadline for requesting a hearing passed with no request having been received from the Intervenor's. Accordingly, the Commission entered an Order on July 27, 2006, which cancelled the hearing and indicated that the record would stand as submitted and that the matter would be taken under advisement by the Commission. There being no hearing in this case, the Applicant's motion is moot.

On the basis of the foregoing and the Commission being otherwise sufficiently advised, IT IS HEREBY ORDERED that the Applicant's motion in limine is denied as moot.

Done at Frankfort, Kentucky, this 4th day of August, 2006.

By the Commission

ATTEST:



Executive Director